



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

February 16, 2010

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

38 FEBRUARY 16, 2010

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**ADOPT AND ADVERTISE
CONSTRUCTION OF WATER STORAGE TANK
AVENUE M AND 5TH STREET EAST WATER STORAGE TANK NO. 4
CITY OF PALMDALE
WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

This action is to approve the project to construct a new water storage tank in the City of Palmdale for Waterworks District No. 40, Antelope Valley; adopt the plans and specifications; call for bids; and authorize the Director of Public Works or her designee to award, execute, and implement a consultant services agreement for preparation of a baseline construction schedule and site-specific health and safety plan.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY:

1. Approve the project and adopt the plans and specifications for Avenue M and 5th Street East Water Storage Tank No. 4, in the City of Palmdale, at an estimated cost between \$2,600,000 and \$3,100,000.
2. Call for bids to be received on March 16, 2010.
3. Instruct the Executive Officer of the Board of Supervisors to advertise the project and seal and return the plans and specifications to the Department of Public Works for filing.

BID 3/16/10 @ 11:00 am

4. Authorize the Director of Public Works or her designee to award, execute, and implement a consultant services agreement with the apparent responsible contractor with the lowest responsive bid to prepare a baseline construction schedule and a site-specific health and safety plan for a \$13,500 not-to-exceed fee, funded by existing project funds.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain the County of Los Angeles Board of Supervisors' (Board), acting as the governing Board of Waterworks District No. 40, Antelope Valley, approval to adopt plans and specifications; advertise for bids; and authorize the Director of Public Works (Director) or her designee to award, execute, and implement a consultant services agreement for a \$13,500 not-to-exceed fee to prepare a baseline construction schedule and site-specific health and safety plan for the construction of a water storage tank and the performance of other appurtenant work.

The proposed consultant services agreement with the apparent responsible contractor with the lowest responsive bid to prepare a baseline construction schedule and site-specific health and safety plan that conforms to the County of Los Angeles' (County) specifications is critical to successfully manage construction activities by both the contractor and the County, and a responsible contractor must be able to produce these deliverables. Bid specifications provide that if the apparent lowest bidder fails to complete acceptable deliverables, the Department of Public Works (Public Works) may return to your Board to recommend that the bidder be determined nonresponsive and recommend awarding the construction contract to the next apparent responsible contractor with the lowest responsive bid contingent on that bidder completing deliverables that conform to the County's specifications.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The recommended actions will help meet these goals by improving the capacity and reliability of the existing water system to meet the current domestic and fire protection water demands of the community.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The estimated construction cost to complete this project is in the range of \$2,600,000 to \$3,100,000. Sufficient funds for the cost of this project are included in the Los Angeles County Waterworks District No. 40, Antelope Valley, General Fund (N63) Budget and for project design and support costs in the Los Angeles County Waterworks District No. 40, Antelope Valley, Accumulated Capital Outlay Fund (N64) Budget for the 2009-10 Fiscal Year.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This project, to contract for the construction of a water storage tank, is part of Public Works' ongoing program to improve water infrastructure and services by increasing capacity and reliability of the existing water systems. It will be advertised in accordance with Section 20602 of the State Public Contract Code.

This project is to be completed in 180 working days. It is estimated the work will start in July 2010 and be completed in March 2011.

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel.

The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting your Board's ordinances, policies, and programs including, but not limited to: the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program, Los Angeles County Code, Chapter 2.206; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

On January 13, 1987, Agenda Item 43, your Board approved the Negative Declaration for this project.

CONTRACTING PROCESS

This project will be contracted on an open competitive bid basis. A recommendation for award by your Board will be made after review of the bids. The contract will be awarded to a responsible contractor who submits the lowest responsive bid meeting the criteria established by your Board and the State Public Contract Code and successful completion of the deliverables provided through the consultant services agreement.

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on the County website for upcoming bids.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

When the project is completed, it will have a positive impact by increasing capacity and reliability for the existing water system to meet domestic and fire protection demands within the Waterworks District.

CONCLUSION

Please return one adopted copy of this letter to Public Works, Construction Division.

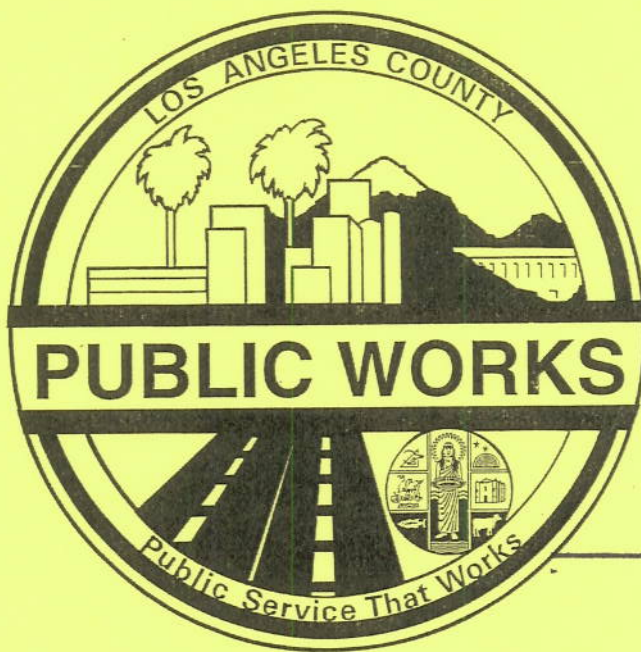
Respectfully submitted,

A handwritten signature in black ink that reads "Gail Farber". The signature is written in a cursive, flowing style.

GAIL FARBER
Director

GF:JTS:mt

c: Chief Executive Office (Lari Sheehan)
County Counsel
Executive Office
Office of Affirmative Action Compliance



FILED
BOARD OF SUPERVISORS

38 of 2/16/10
DATE

SACHI A. HAMAI
EXECUTIVE OFFICER AND
CLERK OF THE BOARD OF SUPERVISORS

NOTICE INVITING BIDS,

By *[Signature]*, Deputy

SPECIAL PROVISIONS

AND

SAMPLE AGREEMENT

FOR



PROJECT ID NO. WWD4004033

AVENUE M AND 5TH STREET EAST WATER STORAGE TANK NO. 4

Approved, GAIL FARBER, Director of Public Works

By

[Signature]
Deputy Director

1/14/10
Date